IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

WEDNESDAY, THE TWENTY EIGHTH DAY OF JULY, TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR. JUSTICE : T.CH. SURYA RAO.

CRIMINAL PETITION No. 3121 of 2004

Between:

1. Avula Yerranna.
2. Smt. Avula Jangamma.

.. Petitioners

(Accused 3 & 4 in Cr. No. 34 of 2004 on the file of the S.H.O., P.S. Midjil, Mahabubnagar District.)

And

The State of Andhra Pradesh, rep. by Public Prosecutor,
High Court Buildings, Hyderabad through S.H.O., P.S. Midjil,
Midjil Mandal Mahabubnagar District.

.. Respondent / Complainant

COUNSEL FOR PETITIONERS : Mr. Pandurangarao Kulkarni.
COUNSEL FOR RESPONDENT : The Public Prosecutor.

Petition under Section 438 of Cr. P.C. praying the High Court to release the petitioners on bail, in the event of their arrest in connection with Crime No. 34/2004 of P.S. Midjil, Mahabubnagar District.

The Court made the following :

ORDER :

" Petitioners, who are A3 and A4, seek anticipatory bail in connection with the Crime No. 34 of 2004 P.S.Midjil, registered against them along with two others for the offence punishable under Section 498-A and 306 read with 109 of the Indian Penal Code. They are the parents-in-law of the deceased, who committed suicide.

A perusal of the First Information Report shows that there has been any allegation whatsoever against the petitioners. A perusal of the Dying Declaration shows that the mother-in-law scolded her on one occasion and further-in-law expressed resentment. Barring the said allegations, there are no allegations of demanding dowry or any harassment as against these petitioners. In view of the same, the petitioners, who are aged 75 years and 65 years respectively can be released on anticipatory bail.

In the result, the petition is allowed and the petitioners shall be released on bail on their executing a bond for Rs. 5000/- (Rupees five thousand only) with two sureties for a like sum each to the satisfaction of the Station House Officer, Midjil P.S., Mahabubnagar District. On such release, the petitioners shall co-operate with the police for investigation. "

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The I Additional Sessions Judge, Mahabubnagar District.
2. The Judicial Magistrate of First Class at Kalwakurthy, Mahabubnagar District.
3. The Station House Office, Midjil Police Station, Mahabubnagar Distr4ict.
4. Two CCs to Public Prosecutor, High Court of A.P., Hyderabad. **(OUT)**
5. One spare copy.

USR.

HIGH COURT

DATED : 28-07-2004

BAIL

Crl. P. No. 3121 of 2004

RELEASING THE PETITIONERS ON BAIL IN THE EVENT OF THEIR ARERST.

HIGH COURT

DRAFTED BY : USR
DRAFTED ON : 28-07-2004
APPROVED ON :

TCSRJ

DATED: 28-07-2004

BAIL

Crl. P. No. 3121 OF 2004

RELEASING THE PETITIONERS ON BAIL IN THE EVENT OF THEIR ARREST.